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5 Attorney for Defendant
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7 IN THE UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF CALIFORNIA

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.

12 CAROL VASQUEZ,

13 Defendant.

CASE NO. 1:20-CR-00175-NODJ-BAM

STIPULATION TO CONTINUE
SENTENCING HEARING; AND ORDER

DATE: September 9, 2024

TIME: 9:00 a.m.

COURT: Hon. Troy N. Nunley

15 The parties by this stipulation request to continue the sentencing hearing set for September 9,
16 2024 to November 20, 2024.

17 **STIPULATION**

18 Defendant Carol Vasquez, by and through her counsel of record, and Plaintiff, by and through
19 plaintiff's counsel of record, hereby stipulate as follows:

20 1. By previous order, this matter was set for sentencing hearing on September 9, 2024.
21 2. By this stipulation, Defendant and the Government request that the sentencing hearing set
22 for September 9, 2024 be continued to November 20, 2024 before the District Judge.

23 3. The parties agree and stipulate, and request that the Court find the following:

24 a) Defendant entered her plea before the Court on June 5, 2024 by written plea
25 agreement signed on May 31, 2024 by Defendant and Defendant's counsel.

26 b) Defendant completed her interview with probation and the final Presentence
27 Report was lodged with the Court on August 16, 2024.

c) Defendant's daughter is the unfortunate victim in a pending criminal matter being prosecuted out of Kings County, California (Case No. 24CM2097). Defendant has cooperated with law enforcement through the investigation and the recent arrest of the perpetrator who is currently facing multiple criminal charges for acts committed against Defendant's daughter.

d) As a particularly vulnerable victim in the King's County matter, reflected as well by the nature of the charges as alleged, Defendant's daughter has suffered multiple mental breakdowns requiring regular ongoing therapy necessitating Defendant's hands-on participation in providing the necessary care as no other family member is available.

e) Law enforcement remains in regular contact with Defendant for her assistance as the criminal prosecution moves forward. Given her daughter's present age and the age of her daughter at the time of the offenses, the pending criminal prosecution will require both Defendant's ongoing participation as well as her assistance with her daughter.

f) Counsel for Defendant believes the above-requested continuance is necessary to allow Defendant to participate and appropriately assist her daughter as the victim in the pending Kings County matter and believes that further information with respect to the Kings County matter to be relevant for the Court's consideration in Defendant's case.

g) Counsel for Defendant believes failure to grant the above requested continuance would interfere with the appropriate administration of justice in the Kings County matter and deny him the reasonable time necessary gather additional information relevant and necessary for Defendant's sentencing memorandum to the Court, taking into account the exercise of due diligence.

h) The government has no objection to the continuance.

i) Based on the above-stated findings, the ends of justice served by continuing the case as requested outweigh the interest of the public and the defendant.

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1 IT IS SO STIPULATED.

2 Dated: September 6, 2024

PHILLIP A. TALBERT
United States Attorney

7 Dated: September 6, 2024

/s/ JUSTIN GILIO
JUSTIN GILIO
Assistant United States Attorney

11 IT IS SO ORDERED that the sentencing hearing is continued from September 9, 2024, to
12 November 20, 2024, at 8:30 a.m. in Courtroom 5 before the District Court Judge.

13 IT IS SO ORDERED.

14 Dated: September 6, 2024

/s/ Barbara A. McAuliffe

15 UNITED STATES MAGISTRATE JUDGE